

IN THE FIFTH JUDICIAL DISTRICT COURT, IN AND FOR WASHINGTON COUNTY,
STATE OF UTAH

St. George Clara Yield Canal Co.,
a corporation, et al

Plaintiffs,

-vs-

DECREE

Newcastle Reclamation Co.,
a corporation, et al

Defendants.

As corrected by Supplemental Decree of May 5, 1927. Thos. H. Burton, Judge

Be it remembered, that on the 3rd day of April, 1922, this cause came on for hearing before the court pursuant to an adjournment, all of the parties appearing either in person or by counsel or having filed their claims in pursuance of the statutes in such case made and provided. Thereupon, pursuant to stipulation of the parties, the said cause was continued from day to day in order that the parties to this cause might agree upon and stipulate all of their respective rights and interests, of, in, and to the said water and water rights of Santa Clara River in Washington County, State of Utah; and on the 6th day of April, 1922, the said parties by their respective attorneys having entered into a stipulation and agreement as to all of their rights, of, in, and to the said water rights and use of the waters of said Santa Clara River in so far as they were able to stipulate as to said water and water rights at said time, and said stipulation having been presented to the Court for approval and filing, the court made and entered an order receiving the said stipulation and agreement, and having ordered the same to be filed, the further hearing of the case was then continued in pursuance of the said stipulation, it having been agreed that a Decree should be made and entered herein, the same to be prepared in pursuance of said stipulation.

And it having been made to appear to the court that Findings of Fact and Conclusions of Law are not necessary; and it being stipulated by all of the parties to this action whose appearances have been entered herein, either by oral consent in open court, entered in

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the minutes, or by written appearance, that Findings of Fact and Conclusions of Law be waived;

It is, by the Court, CONSIDERED, ORDERED, ADJUDGED, and DECREED as follows:

I

That the Santa Clara River is a stream of water rising in the Northern portion of Washington County in what is commonly known as the Pine Valley Mountains and flowing generally in a south-westerly and thence in a southeasterly direction to a point a short distance south from the City of St. George in Washington County, where it empties into the Virgin River, a tributary to the Colorado River; that said river is a fluctuating stream, and at times during the flood or high water period attains a flow in excess of 1,000 cubic feet per second; and that all of the waters of said Santa Clara River, together with all of its tributaries, are within the jurisdiction of this court for distribution for beneficial uses under and pursuant to the laws of the State of Utah and the terms of this decree.

II

The said water of said Santa Clara River and its tributaries so drawn within the jurisdiction of this court for distribution under this decree is hereby decreed, allowed, and designated for the various beneficial uses herein specified, without waste, to the plaintiffs and defendants, respectively, and their successors in title and interest, in the amounts, for the purposes, under the conditions, and in accordance with the priorities established and prescribed by the SCHEDULE OF RIGHTS hereinafter set forth.

The rights herein decreed and recognized are designated and classified as "power rights", "irrigation rights," and "domestic rights", respectively, and shall have the following characteristics; "Power Rights" are rights to divert and use water for the generation of electricity, and such rights of diversion and use are continuous throughout the year, without limit as to time or season, but are limited as herein set forth as to quantity of flow and as to priority;

"Irrigation Rights" are rights to divert, store, and use water for irrigation and all agricultural purposes, and as a part of such use for culinary, household and stock watering purposes, but the season of each year when such water shall be used and the quantity that may be beneficially applied, except as hereinafter limited, is left open for determination and decree as hereinafter set forth; and "Domestic Rights" are rights to divert and use water for culinary, household, and stockwatering purposes, and for the irrigation of gardens, and are continuous throughout the year.

III

All the rights declared and decreed herein, which are founded upon the appropriation of said water by application to the State Engineer of the State of Utah, are subject in their exercise to, and are conditioned upon compliance with the terms of the application upon which each respective appropriation is based, and upon compliance with the provisions of the laws of the State of Utah relating thereto; and proof of appropriation and use and state of completion of works shall be made to the court on or before the first day of April, 1927, or upon such date thereafter as the court shall fix and determine.

The entry of the final decree herein, and filing of the same with the clerk of the court and with the State Engineer shall constitute a complete adjudication of the water and water rights of Santa Clara River, and the records of the State Engineer's office as to the use of said waters shall show as set forth in this decree; and, until another decree is made and entered superseding this one, the division, apportionment, distribution, and use of the water of said Santa Clara River and its tributaries shall be as herein set forth under the supervision and direction of the Commissioner to be appointed in pursuance of this decree.

Nothing herein contained shall be construed as limiting or depriving the parties hereto of the right, by agreement of all parties who may be effected, to use the water herein decreed to those parties, respectively, at such time and in such manner as they may determine to be to the best interest of the parties concerned or affected, except as is hereinafter specifically limited; provided, that in so doing

they do not infringe upon the rights of other appropriators or users as herein fixed.

None of the parties hereto shall have any right to divert and use water from said Santa Clara River or its tributaries for domestic, culinary, household, or stockwatering purposes except as such right is specifically decreed herein, and then only in the amount, with the priority, and under the specific terms and conditions herein set forth.

All of the rights of any of the parties to this action to the use of water from the Grass Valley branch of the Santa Clara river above the Newcastle Irrigation Company's dam shall be in accordance with the terms of the decree made and entered in the District Court of the Fifth Judicial District of the State of Utah in and for Washington County on the 10th day of November, 1919, in the case of Stephen A. Bunker, et al., plaintiffs, vs. Newcastle Reclamation Company, et al., defendants, and all of such rights are hereby recognized and are hereby decreed as in said decree set forth to the said parties and to their successors in interest.

*Check
Decree*

IV.

All rights herein decreed to the plaintiff and the several defendants are decreed for the beneficial uses specified, and none of the parties hereto or their successors in interest, their heirs, executors, administrators or assigns, shall have the right to divert any of the water of said Santa Clara river or any of its tributaries except for beneficial use, and whenever any party or parties shall cease to use the same for beneficial purposes, such party or parties shall cease to divert said water, and shall have no right to divert the said water or any part thereof during such period of non-use and such and every party hereto, their servants, agents, attorneys, employees, and their successors in interest are hereby enjoined and restrained from any and all interferences with or diversion or use of said water or any part thereof except in the manner and to the extent and for the purposes provided in this decree.

V.

The parties hereto and their successors in interest shall promptly install and perpetually maintain suitable and efficient head-gates, control works, and measuring devices at or near their respective points of diversion; and all water herein allowed and decreed shall be measured at or near said points of diversion. Said works and devices shall be built and installed in accordance with plans and specifications approved by the official charged with the duty of supervising the distribution of water hereunder, subject in all cases to review by this court. All such devices shall be of such design as to accurately measure the amount of water diverted. All such head-gates, control works and measuring devices and gauges shall at all times be subject to inspection by any party to this action, and by proper officials or water masters having jurisdiction over the distribution and diversion of said water; and no dam or other obstruction to the flow of the stream shall be maintained so as to divert water from the channel of the stream except through ditches or other works provided with such head-gates, control works and measuring devices; and each of the parties hereto shall be and they and each of them are hereby perpetually enjoined from diverting from the channel of the stream or its tributaries any water through any ditch, conduit or other device not provided with head-gates, control works or measuring devices, provided that in case of diversions through pipes for power purposes, measuring devices may be dispensed with where the quantity of water diverted may be otherwise determined by calculations.

VI.

Subject to the power and duty of this court to supervise and enforce the administration of this decree from time to time an occasion may require and to that end appoint special commissioners whenever necessary so to do, for which jurisdiction is hereby especially reserved, the State Engineer of Utah and his duly appointed deputies and assistants, or such other state official as may be charged by law with the distribution of water, or such water commissioner as this court

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may hereafter appoint as administrator of this decree and the distributor of water of said stream and its tributaries among the several appropriators thereof in accordance with the provisions of this decree and the statutes of Utah, is hereby appointed to carry into effect this decree, and distribute the water hereby decreed in accordance with the provisions hereof, and the costs and expenses of such administrator shall be defrayed as hereinafter specifically provided until changed or modified by subsequent order of this court.

VII.

The said schedule of rights determining the quantity, priority, purpose, and certain of the other conditions under which said water is hereby decreed to the parties named therein is as follows:

SCHEDULE OF RIGHTS

c.f.s. is used throughout this schedule to designate a flow of one cubic foot of water per second of time.

ac. ft. is used throughout this schedule to designate a quantity of water sufficient to cover an area of one acre to a depth of one foot, or 43560 cubic feet of water.

The following persons, corporations, users and appropriators of water from Santa Clara River are entitled to divert and use water from Santa Clara River by direct diversion for domestic, power, or irrigation purposes as herein provided, as follows:

1. THE BLOOMINGTON IRRIGATION COMPANY,
Bloomington, Washington County, Utah.

Date of Priority Prior to 1890	Quantity	Point of Diversion and Place and Purpose of Use
	3.28 c.f.s.	From Jan. 1 — Dec. 31. Said water to be diverted from Santa Clara River at a point approx. 2200 ft. South and 200 ft. East from the NW corner of Sec. 6, T. 43 S., R. 15 W., S.L.B. & M. and used for the irrigation of 196.7 acres of land lying west and north of the Virgin River in Secs. 13, and 14, T. 43 S., R. 15 W., S.L.B. & M.

2. SANTA CLARA SHEEP DITCH COMPANY, ST. GEORGE, WASHINGTON CO., UTAH.

Date of Priority 1890 Prior to/	Quantity	Point of Diversion and Place and Purpose of Use
	3.98 c.f.s.	From Jan. 1 — Dec. 31. Said water to be diverted from Santa Clara

River at a point 1000 ft. N. and 525 ft. W. from the SE corner of the SW $\frac{1}{4}$ Sec. 36 T. 42 S., R. 16 W., S.L.B. & M. and used for the irrigation of 239 acres of land lying North of said stream and West of Virgin River in Sec. 1, T. 43 S., R. 16 W., Sec. 6 T. 43 S., R. 15 W., and Sec. 31, T. 42 S., R. 15 W., S. L. B. & M.

3. ST. GEORGE CLARA FIELD CANAL CO., St. George, Washington Co., Utah.

From Jan. 1 - Dec. 31.

Date of Priority Prior to 1890	Quantity	Point of Diversion and Place and Purpose of Use.
	13.33 c.f.s.	6.90 c.f.s. of said water to be diverted from the Santa Clara River at a point 204 ft. N. and 303 ft. W. from the W $\frac{1}{4}$ corner of Sec. 16, T. 42 S., R. 16 W., S. L. B. & M. into the East Santa Clara Field Canal and used to irrigate 414 acres of land, and 6.43 c.f.s. of said water to be diverted at said point into the West Santa Clara Field Canal to irrigate 386 acres of land in Secs. 16, 21, 22, 23, 26, 27, 35 and 36, T. 42 S., R. 16 W. and Secs. 1 and 2, T. 43 S., R. 16 W., S.L.B. & M.

4. SANTA CLARA FIELD CANAL CO., Santa Clara, Washington Co., Utah.

From Jan. 1 - Dec. 31.

Date of Priority Prior to 1890	Quantity	Point of Diversion and Place and Purpose of Use.
	8.70 c.f.s.	(a) 4.90 c.f.s. of said water to be diverted from the Santa Clara River at a point South 1869.2 ft. from the S $\frac{1}{4}$ corner of Sec. 8, T. 42 S., R. 16 W., S.L.B. & M. into the Santa Clara Town Ditch and used to irrigate 294.1 acres of land in Secs. 15, 16, 17, and 22 T. 42 S., R. 16 W.
		(b) 1.07 c.f.s. of said water to be diverted from said stream at said point into the Santa Clara South Field Ditch and used to irrigate 64.0 acres of land in Secs. 16 and 17, T. 42 S., R. 16 W.
		(c) 1.63 c.f.s. of said water to be diverted from said stream (1) at a point approx. 800 ft. E. and 250 ft. N. of NW corner Sec. 1, T. 42 S., R. 17 W., S.L.B. & M. into the Graff and Tobler Ditch and used to irrigate 7.4 acres of land in said Sec. 1, (2) at a point approx. 700 ft. E. and 150 ft. N. of NW corner Sec. 1, T. 42 S., R. 17 W., into the Reber Ditch and used to irrigate 25.7 acres of land in Secs. 1 and 12, T. 42 S., R. 17 W., (3) at a point approx. 1200 ft. S. and 1400 ft. E. of NW corner Sec. 1, T. 42 S., R. 17 W. into the Lorense Leavitt Ditch and used to irrigate 11.5 acres of land in Sec. 1, (4) at a point approx. 200 ft. W. of the N $\frac{1}{4}$ corner Sec. 12, T. 42 S., R. 17 W. into the Harmon-Hafer Ditch and used to irrigate 14.4 acres of

land in said Sec. 12, (5) and at a point approx. 200 ft. W. and 100 ft. S. of NE corner of said Sec. 12 into the Wittwer ditch and used to irrigate 38.8 acres of land in Secs. 12 and 13, T. 42 S., R. 17 W., and Sec. 18, T. 42 S., R. 16 W., S. L.B. & M. said 1.63 c.f.s. of water is to be rotated in use between the five said ditches for periods of time in proportion to the acreage irrigated under each ditch.

- (d) 1.1 c.f.s. of said water to be diverted from Santa Clara River, at said point S. 1800 ft. from the SE corner Sec. 8, T. 42 S., R. 16 W., S. L.B. & M. into the Santa Clara Town Ditch and used for the irrigation of 35 acres of garden land (100 town lots in the town of Santa Clara) and for domestic use at Santa Clara for 400 persons at 25 gal. per day and 500 head of stock at 40 gal. per day.

5. U.S.A. DEPT. OF THE INTERIOR, Shivwits Indian School,
Shem, Washington County, Utah.

From Jan. 1 - Dec. 31

Priority Date Prior to 1890	Quantity	Point of Diversion and Place and Purpose of Use
	1.38 c.f.s.	Said water to be diverted from the <u>Santa Clara River</u> , (1) at a point approx. 1320 ft. E. of the W. cor. Sec. 9, T. 41 S., R. 17 W., S. L. B. & M. through the Woodbury ditch and used to irrigate 6.5 acres of land in Sec. 9, (2) at a point approx. 2000 ft. S. and 200 ft. W. of the NW corner Sec. 28, T. 41 S., R. 17 W., through the Indian Farm Ditch and used to irrigate 52.1 acres of land in Secs. 28, 33, and 34, T. 41 S., R. 17 W., (3) and at a point approx. 1320 ft. S. of the NW corner Sec. 35, T. 41 S., R. 17 W. Through the 8 mile Ditch and used to irrigate 24.6 acres of land in Secs. 34 and 35, T. 41 S., R. 17 W.

Said water may be used also for culinary, domestic, and stock watering purposes but shall be used from only one ditch at a time.

6. GUNLOCK IRRIGATION COMPANY, Gunlock, Washington County, Utah.

From Jan. 1 - Dec. 31

Priority Date Prior to 1890	Quantity	Point of Diversion and Place and Purpose of Use.
	3.10 c.f.s.	1.16 c.f.s.
	(a)	Said water to be diverted from the <u>Santa Clara River</u> , (1) at a point approx. 1600 ft. S. and 400 ft. E. of the NW cor. Sec. 14, T. 40 S., R. 17 W., S. L. B. & M. into the <u>J. Tullis Ditch</u> and used to irrigate 5.7 acres of land in said Sec. 14, (2) at a point approx. 2300 ft. S. and 600 ft. W. of the NE Cor. Sec. 15, T. 40 S., R. 17 W., into the <u>Bowler and Tullis Ditch</u> and used to irrigate 26.2 acres of land in said Sec. 15, (3) at a point approx. 3200 ft. S. and 1250 ft. W. of the NE corner Sec. 15 T. 40 S., R. 17 W., into the <u>Holt & Leavitt Ditch</u> and used to irrigate 35.9 acres of land in Secs. 15, 21 and 22, T. 40 S., R. 17 W., (4) and at a point approx. 4000 ft. S. and 2300 ft. W. of NE cor. Sec. 15, T. 40 S., R. 17

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W., into the F. O. Holt Ditch and used to irrigate 1.8 acres of land in Secs. 15, and 28 T. 40 S., R. 17 W., said 1.16 c.f.s. of water to be rotated in use between the four said ditches for periods of time in proportion to the acreage irrigated under each ditch.

(b) 0.95 c.f.s. of said water to be diverted from the Santa Clara River (1) at a point approx. 1150 ft. N. and 1500 ft. E. of the N $\frac{1}{4}$ corner Sec. 28, T. 40 S., R. 17 W., S.L.B. & M. into the J. Hunt Upper Ditch and used to irrigate 1.5 acres of land in Secs. 21 and 28 T. 40 S., R. 17 W., (2) at a point approx. 1100 ft. S., and 100 ft. W. of the N $\frac{1}{4}$ cor. Sec. 28, T. 40 S., R. 17 W., into the Bowler Ditch and used to irrigate 3.0 acres of land in said Sec. 28, (3) at a point approx. 2000 ft. S. and 1320 ft. W. of the N $\frac{1}{4}$ cor. Sec. 28, T. 40 S., R. 17 W., into the Josiah Leavitt Ditch and used to irrigate 14.9 acres of land in said Secs. 28, 29, 32, 33, T. 40 S., R. 17 W., (4) at a point 2600 ft. S. and 1400 ft. W. of the N $\frac{1}{4}$ Cor. Sec. 28 T. 40 S., R. 17 W., into the Ed. Leavitt Ditch and used to irrigate 10.3 acres of land in said Sec. 28, (5) at a point approx. 500 ft. W. of the N $\frac{1}{4}$ Cor. Sec. 4, T. 41 S., R. 17 W., into the J.R.Hunt Ditch and used to irrigate 1.9 acres of land in said Sec. 4, (6) at a point approx. 550 ft. W. and 1250 ft. S. of the N $\frac{1}{4}$ Cor. Sec. 4, T. 41 S., R. 17 W., into the West Bowler & Pulsipher Ditch and used to irrigate 7.5 acres of land in said Sec. 4, (7) and at a point approx. 500 ft. W. and 2000 ft. south of the N $\frac{1}{4}$ Cor. Sec. 4, T. 41 S., R. 17 W., into the East Bowler and Pulsipher Ditch and used to irrigate 17.7 acres of land in said Sec. 4.

Said 0.95 c.f.s. of water shall be rotated in use between the seven said ditches for periods of time in proportion to the acreage irrigated under each ditch.

(c) 0.49 c.f.s. of said water to be diverted from the Santa Clara River at a point approx. 600 ft. S. of the N $\frac{1}{4}$ Cor. Sec. 21, T. 40 S., R. 17 W., into the Gunlock Town Ditch and used to irrigate 29.1 acres of land in Secs. 21 and 28, T. 40 S., R. 17 W., S.L.B. & M. Said water for irrigation uses shall not be used through more than two ditches at a time.

(d) 0.50 c.f.s. of said water to be diverted from Santa Clara River at said point approx. 600 ft. S. of the N $\frac{1}{4}$ Cor. Sec. 21, T. 40 S., R. 17 W., S.L.B. & M into the Gunlock Town Ditch and used for the irrigation of 17 acres of garden land and for domestic use at Gunlock for 125 persons at 25 gal. per day and 125 head of stock at 40 gal. per day.

7. PINE VALLEY IRRIGATION COMPANY, Pine Valley, Washington Co., Wash.

From March 1 - Dec. 31.

Priority date
Prior to
1890

QUANTITY
7.92
c.f.s.

Point of Diversion and place and purpose of use

(See also page 33.)

- Said water to be diverted from each, either or all of the points of diversion as follows:
- (a) From Pine Valley Creek at a point (1) approx. 1100 ft. S. and 3700 ft. E. of NW Cor. Sec. 24, T. 39 S., R. 15 W., S. L.B. & M. into the Upper North Ditch (2) at said point into the Pine Valley Town Ditch, (3) at a point approx. 900 ft. N. and 300 ft. E. of said corner into the Shingle Mill or Upper South Ditch, (4) at a point approx. 1400 ft. N. and 150 ft. W. of said corner into the Middle North Ditch, (5) and at a point 1350 ft. W. and 3600 ft. N. of South East Cor. Sec. 15, T. 39 S., R. 15 W. into the Seep Ditch or Lower North Ditch.
 - (b) From Pine Valley Creek (7) at a point 3800 ft. N. and 1650 ft. W. of SE Cor. Sec. 15, T. 39 S., R. 15 W., S.L.B. & M.
 - (c) From Spring Creek (8) at a point approx. 1150 ft. E. and 750 ft. S. of the W $\frac{1}{2}$ Cor. Sec. 24, T. 39 S., R. 15 W., into the Spring Branch Ditch (9) at a point approx. 1050 ft. S., and 1100 ft. E. of NW Cor. Sec. 24 T. 39 S., R. 15 W., into the Pine Valley Town Ditch.
 - (d) From Pole Canyon Creek (10) at a point 400 ft. S., and 600 ft. W. of E $\frac{1}{2}$ Cor. Sec. 23, T. 39 S., R. 15 W., into the Peter E. Beckstrom Ditch, (11) at a point 400 ft. N. and 100 ft. E. of the E $\frac{1}{2}$ Cor. Sec. 23, T. 39 S., R. 15 W., into the Spring Branch Ditch, (12) at a point 700 ft. S. and 350 ft. E. of the NW Cor. Sec. 24, T. 39 S., R. 15 W. into the Pine Valley Town Ditch.
 - (e) From Forsythe Canyon Creek (13) at a point approx. 2100 ft. S. and 1150 ft. E. of NW Cor. Sec. 23, T. 39 S., R. 15 W., into an unnamed ditch, (14) at a point approx. 1150 ft. S., and 2000 ft. E. of NW Cor. Sec. 23, T. 39 S., R. 15 W., into an unnamed ditch (15) at a point approx. 1250 ft. E. and 1875 ft. S., of NW Cor. Sec. 23, T. 39 S., R. 15 W., into the Forsythe Canyon Creek Ditch, (16) at a point approx. 1850 ft. N. and 1200 ft. E. of SW Cor. Sec. 14 T. 39 S., R. 15 W. into the Shingle Mill Ditch.
 - (f) From Long Canyon Creek (17) at a point approx. 2900 ft. S. and 3950 ft. W. of NE Cor. Sec. 22, T. 39 S., R. 15 W. into the Jacobson Ditch (18) at a point approx. 2200 ft. E. and 1100 ft. N. of the SW Cor. Sec. 15, T. 39 S., R. 15 W. into an unnamed

ditch (19) at a point approx. 2900 ft. E. and 1300 ft. N. of the SW Cor. Sec. 15, T. 39 S., R. 15 W., into an unnamed ditch (20) at a point approx. 2700 ft. N. and 1550 ft. W. of the SE Cor. Sec. 15, T. 39 S., R. 15 W., into the Shingle Mill Ditch.

- (g) And from various Springs in Pine Valley tributary to the said creeks or supplementary to the said ditches.

Said water is to be used for the irrigation of 475.5 acres of land in Pine Valley in Washington County, Utah, and for domestic use at Pine Valley for 50 persons and 500 head of stock and shall be used only on land in said Pine Valley. Before the commencement of the irrigation season of each year, the water users to whom this water is awarded shall designate the land in said Pine Valley upon which said water is to be used during the year, and shall notify the commissioner or officer in charge of the distribution of said water of such designation; and such water shall not be used during that year, upon any other land. No part of such water shall ever be subject to a change of place of use from land in Pine Valley to any other land.

8. EDWIN JONES, Gunlock Washington Co., Utah.

From Jan. 1 - Dec. 31.

Priority Date
Prior to
1890

Quantity
.06 c.f.s.

Point of Diversion and place and purpose of use

Said water to be diverted from each, either or both of the following points of diversion (a) from Santa Clara River at a point approx. 700 ft. S. and 1400 ft. N. of NW Cor. Sec. 14, T. 40 S., R. 17 W., S.L.B. & M. and used to irrigate 1.0 acres of land in said Sec. above the junction of the Santa Clara River and Magotsu Creek (b) from Magotsu Creek a tributary of Santa Clara River at a point approx. 1700 ft. N. and 1800 ft. E. of said corner and used to irrigate 4 acres of land above said junction in Secs. 11 and 14, T. 40 S., R. 17 W.

9. HENRY CHADBURN DITCH, (Benj. R. & Fred S. Chadburn Successors.)
Veyo, Washington County, Utah.

From Jan. 1 - Dec. 31.

Priority date
Prior to
1890

Quantity
0.38 c.f.s.

Point of diversion and place and purpose of use

Said water to be diverted from Santa Clara River at each of the following points of diversion and rotated in use between them for periods of time in proportion to the acreage irrigated under said ditch. (a) at a point approx. 1950 ft. E. and 1200 ft. N. of SW corner Sec. 28, T. 39 S., R. 16 W., S.L.B. & M. into the Chadburn Garden Ditch and used to irrigate 5.4 acres of land in Secs.

23, 33, T. 39 S., R. 16 W., (b) at a point approx. 1150 ft. E. and 150 ft. N. of NW Cor. Sec. 33, T. 39 S., R. 16 W., into the Chadburn Upper Ditch and used to irrigate 4.2 acres of land in said Sec. 33, (c) at a point S. 25°31'W. 2552.5 ft. from the NE cor. Sec. 32, T. 39 S., R. 16 W., into the Dixie Power Company Canal and used to irrigate 10.7 acres of land in said Sec. 32, (d) at a point approx. 1200 ft. W. and 2850 ft. S. of NE cor. Sec. 32, T. 39 S., R. 16 W. into the Chadburn East Lower Field Ditch and used to irrigate 4.7 acres of land in said Sec. 32.

10. WILLIAM B. BAKER, Central, Washington County, Utah.

From Jan. 1 - Dec. 31.

Priority date
Prior to

1890

Quantity	Point of diversion and place and purpose of use.
0.34 c.f.s.	Said water to be diverted from Santa Clara River at a point N. 66°08'W. 2300.5 ft. from SW corner Sec. 14, T. 39 S., R. 16 W., S.L.B. & M. into the John and James Chadburn Ditch and used to irrigate 22 acres of land in Secs. 15, and 23, T. 39 S., R. 16 W.

Said William B. Baker shall be entitled to divert said water allotted to him from two discharge boxes along the canal of the Dixie Power Company. During the months of June, July, August and September said William B. Baker shall be entitled to the use of .25 c.f.s. for domestic and stock watering purposes for two hours each day before 9 o'clock A.M., and during the balance of each year he shall be entitled to a continuous flow of said stream in said amount for said purposes, said water to be measured at the diversion point of his regular irrigation water, to-wit; the canal of Dixie Power Co.

This water for domestic and stock watering purposes is not in excess of said Bakers regular allotment for irrigation purposes as set forth above, but is a part thereof and is to be included in any measurement or allotment to him of irrigation water. Such domestic and stock water, however, is not to be used for the irrigation of any crops, not even gardens.

11. ROYAL H. HUNT, Central, Washington County, Utah.

From Jan. 1 - Dec. 31

Priority date
Prior to
1890

Quantity	Point of diversion and place and purpose of use.
0.23 c.f.s.	Said water to be diverted from either the Santa Clara River, and rotated in use between the Royal H. Hunt Upper Garden, and Spring Ditches, for periods of time in proportion to the acreage irrigated under each ditch as follows:

- (a) From Santa Clara River at a point approx. 2850 ft. N. and 1100 ft. W. of the S. E. Corner Sec. 11, T. 39 S., R. 16 W., S.L.B. & M. into the Royal H. Hunt Upper Ditch and used to irrigate 5.7 acres of land in said Sec. 11.
- (b) From Santa Clara River at a point approx. 1900 ft. N. and 1600 ft. W. of said Sec. corner into the Royal H. Hunt Garden Ditch and used to irrigate 1.7 acres of land in said Sec. 11.
- (c) From Big Spring, tributary to Santa Clara River, at a point approx. 1700 ft. W. and 1400 ft. N. of said Sec. corner into the Royal H. Hunt Spring Ditch and used to irrigate 7.6 acres of land in said Sec. 11.

Also said Royal H. Hunt shall be entitled to divert from Big Spring as the same is now diverted for household and stock watering purposes only and not for any irrigation use, a continuous stream not to exceed .25 c.f.s. which shall be returned immediately to Santa Clara River after such use.

12. THE VEYO IRRIGATION COMPANY, Veyo, Washington County, Utah.

From Jan. 1 - Dec. 31.

Priority date Prior to 1890	Quantity	Point of diversion and place and purpose of use.
	0.8 c.f.s.	

Said water to be diverted at the point and used in the irrigation of the 700 acres of land hereinafter described in subdivision 23 hereof, and for domestic and stock watering purposes. (Transferred from J. L. Bunker, Central and Gunlock)

This irrigation water awarded above to the said Chadburn Estate, Wm. B. Baker, Royal H. Hunt, and the Veyo Irrigation Company shall, for the purpose of its use, be combined to a total of 1.75 c.f.s. and delivered to and used by the said parties as follows:

Royal Hunt, 22 hours from 9 A. M. Monday to 7 A. M. Tuesday of each week; Wm. B. Baker 32½ hours from 9 A. M. Tuesday to 5:30 P. M. Wednesday of each week; Henry Chadburn Estate 36½ hours from 9:30 P. M. Wednesday to 10 A. M. Friday of each week; the Veyo Irrigation Company 77 hours from 10 A. M. Friday to 3 P. M. Monday of each week. The water awarded to Royal H. Hunt may be diverted and used through the Central Canal, said Royal H. Hunt being required, however, in such case to deliver said water to Wm. B. Baker on schedule time as above

9-10-11-12
 Wm. B. Baker

set forth, and the extra time necessary to be allowed for said water to flow down said stream to the lower diversion point of Royal H. Hunt shall be charged to the time of Royal H. Hunt as heretofore fixed.

13. CENTRAL CANAL & IRRIGATION COMPANY, Central, Washington Co., Utah.

From March 1 - Dec. 1

Priority date	Quantity	Point of diversion and place and purpose of use
Prior to 1890	2.31 c.f.s.	Said water to be diverted from the Santa Clara River at a point 936 ft. S. and 732 ft. W. of NE Cor. Sec. 12 T. 39 S., R. 16 W., S.L.B. & M. into the Central Canal, and used from April 15 to October 1 of each year for the irrigation of 161.7 acres of land. Said Company is also awarded .25 c.f.s. for culinary purposes from the 1st day of October to the 15th day of April of each year. (Transferred from Pine Valley.)

14. THE CENTRAL CANAL & IRRIGATION CO. Central, Washington Co., Utah.

Priority date	Quantity	Point of diversion and place and purpose of use.
Nov. 29, 1907	10 c.f.s.	

During the season as specified in its application No. 1663 on file and of record in the office of the State Engineer of the State of Utah and as set forth in the State Engineer's certificate of appropriation. 1308

Said water to be diverted from the Santa Clara River at a point 936 ft. S. and 732 ft. W. of the NE Cor. of Sec. 12, T. 39 S., R. 16 W., S. L. B. & M. into the Central Canal and used to irrigate 700 acres of land under the said Central Canal.

This appropriation is founded upon application to appropriate water No. 1663 filed and of record in the office of the State Engineer of Utah, to which record reference is hereby made.

15. ST. GEORGE & SANTA CLARA BENCH IRRIGATION COMPANY Application No 3196
lapsed 10/15/34.
Santa Clara, Washington County, Utah.

Priority date	Quantity	Point of diversion and place and purpose of use
Apr. 13, 1909	30.0 c.f.s.	

During the season as specified in its application No. 2368 in the office of the State Engineer of the State of Utah.

Said water is to be diverted from Santa Clara River at a point N. 64° 52' W., 20,950 ft. from the NW cor. of T. 42 S., R. 16 W., S.L.B. & M. into the Bench Canal and used to irrigate 1980 acres of land in parts of Secs. 4, 5, 6, 7, 8, and 9, T. 42 S., R. 16 W., Secs. 31, 32 and 33, T. 41 S., R. 16 W., and Secs. 36, T. 41 S., R. 17 W., S.L.B. & M.

St George and Santa Clara Bench Irrigation Company under its applications numbers 2368 and 3196 to November 15, 1930; under its application No 7838 to Nov. 1, 1928 time extended for making proof Cert. No. 2139 issued.

This appropriation is founded upon application to appropriate water No. 2368 filed and of record in the office of the State Engineer of Utah, to which record reference is hereby made.

16. STEPHEN A. BUNKER, J. F. & C. B. Cottam,
Veyo, Washington County, Utah.

Priority date	Quantity	Point of diversion and place and purpose of use
Prior to	4 c.f.s.	
	or proportion of stream	Said water to be diverted from each and either or all of the following points of diversion.

In accordance with
the provisions of the
decree of November 6,
1922.

- (a) From the right hand fork of Grass Valley Creek at a point approx. 300 ft. S. of the SE corner Sec. 29, T. 38 S., R. 14 W., S.L.B. & M. into the Gardner and Rencher Ditch and used to irrigate 17.4 acres of land in said Sec. 29, Situated North of said fork.
- (b) From said fork at a point approx. 250 ft. N. and 2200 ft. ft. S. of the SW corner said Sec. 29 into the New Field Ditch and used to irrigate 26.6 aces. of land in Secs. 29 and 32, T. 38 S., R. 14 ., situated southeast of said fork.
- (c) That said Stephen A. Bunker, James A. Cottam and Caroline B. Cottam are the owners of a primary water right from the South Fork of the Grass Valley Creek for sufficient water to irrigate 51 acres of land, or 1.13 c.f.s. or so much thereof as may be necessary and beneficially applied, and plaintiff's rights thereto are hereby quieted and confirmed and the said land upon which said prior water rights is hereby adjudged and decreed in the farm commonly known as the John A. Gardner farm. When the flow in the south fork of said Grass Valley Creek equals or exceeds the flow of 5.02 c.f.s. said primary right decreed to Stephen A. Bunker, J. F. Cottam and C. B. Cottam shall be supplied in full, but when the flow is less than 5.02 c.f.s. said water shall be taken in the proportion which 1.13 c.f.s. bears to 5.02 c.f.s.
- (d) At a point approx. 850 ft. E. and 175 ft. South of the NE corner of Sec. 31, T. 36 S., R. 14 W., S.L.B. & M. into the Bunker Ditch or Home Ditch.
- (e) At a point approx. 3150 ft. N. and 1650 ft. E. of the SW Cor. Sec. 31 into the Upper Meadow Ditch.
- (f) At a point approx. 2300 ft. N. and 550 ft. W. of said SW Cor. of Sec. 31 into the Lower Meadow Ditch and used to irrigate 300 acres of land in Secs. 31, T. 38 S., R. 14 W., Sec. 25 and 36, T. 38 S., R. 15 W., and Sec. 1 T. 39 S., R. 15 W., S.L.B. & M.

17. MARY L. RENCHER, St. GEORGE, Washington County, Utah.

Priority date Prior to 1890	Quantity 1.66 c.f.s. or proportion of stream	Point of diversion and place and purpose of use
		Said water is to be diverted from each either or all of the following points of diversion:

In accordance with the provisions of the decree of November 6, 1922

- (a) From Mill Canyon Creek, a tributary of Grass Valley Creek, at a point approx. 2000 ft. N. and 250 ft. E. of SE Cor. Sec. 29, T. 38 S., R. 14 W., S.L.B. & M. into the Rencher Spring Ditch and used to irrigate 27.2 acres of land in said Sec. 29 situated SE of said creek.
- (b) From Rencher Spring No. 1 at a point approx. 1900 ft. N. and 1700 ft. W. of said Sec. corner into the Rencher Spring Ditch to supplement the water from Mill Canyon Creek
- (c) From Mill Canyon Creek at a point approx. 2650 ft. W. and 2375 ft. N. of said Sec. corner into the Rencher Ditch and used to irrigate 28.9 acres of land in Sec. 29, situated NW of said Creek.
- (d) From the Rencher Spring No. 2 at a point approx. 3700 ft. W. and 2640 ft. N. of said Sec. corner into the Rencher Ditch to supplement the water from Mill Canyon Creek.
- (e) From Tom Gardner Spring at a point approx. 3150 ft. W. and 3250 ft. N. of said Sec. corner into the Rencher Ditch to supplement the water from Mill Canyon Creek and Rencher Spring No. 2.
- (f) That Mary L. Rencher, is the successor in interest of James Rencher and is the owner of the primary right in what is commonly known as the South Fork of Grass Valley Creek in Washington Co., Utah, sufficient to irrigate about 75 acres of land or a flow of 1.66 c.f.s. or so much thereof as is necessary when used in connection with the springs on or near her farm of 75 acres, and her right to the use thereof is hereby quieted and confirmed but whenever the flow of said South Fork is less than 5.02 c.f.s. said primary rights shall be taken in the proportion of $\frac{1}{4}$ of the flow of said stream when it is below said quantity of 5.02 c.f.s.

18. ROYAL J. GARDNER, Pine Valley, Washington County, Utah.

Priority date	Quantity	Point of diversion and place and purpose of use.
Prior to 1890	1.72 c.f.s. or proportion of stream	Said water to be diverted from each, either or all of the following points of diversion.

In accordance with the (a) provisions of the decree of November 6, 1922

- (a) From the right hand fork of the Grass Valley Creek at a point approx. 300 ft. S. of the SE corner Sec. 29, T. 38 S., R. 14 W., S.L.B. & M. into the Gardner & Rencher Ditch and used to irrigate 65 acres of land.
- (b) From the said Fork at a point approx. 1640 ft. W. of said Sec. corner into the Gardner Ditch, and said Royal J. Gardner is the owner of a primary right of the said South Fork of said Grass Valley Creek for sufficient water to irrigate 55 acres of land or 1.22 c.f.s. or so much thereof as shall be necessary, and his right thereto is hereby quieted and confirmed, but whenever the flow of said South Fork is less than 5.02 c.f.s. said primary right shall be taken in proportion of $\frac{1}{4}$ of the flow of said stream when it is below said quantity of 5.02 c.f.s.
- (c) From the left hand or North Fork of Grass Valley Creek at a point approx. 3600 ft. N. and 1400 ft. W. of said Sec. cor. into the Gardner & Rencher Ditch and used to irrigate 21 acres of land in said Sec. 29 and said Royal J. Gardner is the owner of a primary right in said North Fork of Grass Valley Creek for sufficient water to irrigate 22 acres of land or 0.50 c.f.s. and his right to the use thereof is hereby quieted and confirmed, but whenever the flow of said North Fork is less than 1.23 c.f.s. said primary right shall be taken in the proportion of .5 to .73 of the flow of said stream when it is below said quantity of 1.23 c.f.s.

19. GRASS VALLEY IRRIGATION COMPANY, First Nat'l Bank Bldg., Murray, Ut.

Priority date	Quantity	Point of diversion and place and purpose of use
Prior to 1890	.33 c.f.s. or proportion of stream	Said water to be diverted from each either or both of the following points of diversion:

should be .73 c.f.s.
J. V. Gardner

In accordance with the provisions of the decree of November 6, 1922

- (a) From the right hand Fork of Grass Valley Creek at a point approx. 300 ft. S. of the SE Corner of Sec. 29, T. 38 S., R. 14 W., S.L.B. & M.
- (b) From Mill Canyon Creek or left hand fork of Grass Valley Creek at a point approx. 3200 ft. No. and 1500 ft. W. of

said Sec. cor. into the Grass Valley Canal.

The water right of the Grass Valley Irrigation Co. except that herein decreed as primary water right is that which has heretofore been applied for in the office of the State Engineer under applications No. 1814 and No. 1887 and No. 2386, and said water is conveyed by means of a canal and tunnel into Pinto Canyon and co-mingled with the water of Pinto Creek, a tributary of the Sevier River, and rediverted at a point S. 33°14' W. 3457 ft. from the E½ cor. Sec. 16, T. 36 S., R. 15 W., S.L.B. & M. and used for domestic purposes and to irrigate 3680 acres of land described in said application.

Said Grass Valley Irrigation Company is the owner of a primary water right of all of the balance of the flow of said North Fork of said Grass Valley Creek, and its right thereto is hereby quieted and confirmed, but whenever the flow of said North Fork is less than 1.23 c.f.s. said primary right shall be taken in the proportion of .73 to .50 when it is below the quantity of 1.23 c.f.s.

It is further hereby ordered, adjudged and decreed that the primary water right herein referred to is adjudged and decreed to be all that quantity of water in said South fork of said Grass Valley Creek until the flow thereof reaches a flow of five and two hundreds c.f.s. and in the North Fork thereof until the flow reaches a flow of 1.23 c.f.s. or a combined flow of 6.25 c.f.s. and the owners thereof are entitled to the use thereof as hereinbefore set forth of their respective proportion of said flow when it is below or less than the flow of 6.25 c.f.s. hereinbefore specified, from the 1st day of January until the 31st day of December, both inclusive each year.

It is further ordered, adjudged, and decreed that all of the primary water rights herein referred to shall first be supplied before any owners of secondary water rights are entitled to the use of any water from either of said streams, or from the combined flow thereof or until the combined flow thereof exceeds the flow of 6.25 c.f.s. and if said flow exceeds the flow of 6.25 c.f.s. when that quantity of the flow between said flow of 6.25 c.f.s. and until said flow amounts to 12.68 c.f.s. is hereby designated and defined as the secondary water rights of said Grass Valley Creek.

It is further ordered, adjudged and decreed that the tertiary or surplus water right referred to on said Grass Valley Creek in Washington County, State of Utah, are found and adjudged and decreed to be all that quantity of water from the combined flow of said Creek when the same exceeds 12.68 c.f.s.

It is further ordered, adjudged and decreed that the Newcastle Irrigation Co. is the successor in interest of all of the rights heretofore decreed, appropriated, used or applied for by the Newcastle Reclamation Co. its successors and assigns, and that said Newcastle Irrigation Co. and the Grass Valley Irrigation Co. are the owners of all the tertiary and surplus rights, of said Grass Valley Creek and both the North and South Fork thereof, subject only to the said primary right as set forth in said decree made and entered by the Hon. Joshua Greenwood, Judge, on the 10th day of November, 1919, and said secondary rights as set forth in said decree, and the right of said Newcastle Irrigation Co. and Grass Valley Irrigation Co. and their successors and assigns to the use of all of the water of said stream in excess of 12.68 c.f.s. as herein specifically defined and limited and their right hereto is hereby quieted and confirmed.

Said decree is hereby referred to and made a part hereof, (for further Newcastle Irrigation Co. rights see 21)

20. THOMAS H. GARDNER, St. George, Washington Co., Utah.

Priority date	Quantity	Point of diversion and place and purpose of use
Prior to 1890	.85 c.f.s.	

In accordance with the provisions of the decree of November 6, 1922.

That Thomas H. Gardner is the successor in interest of Edward J. Whipple and is entitled to the use of .85 c.f.s. for the irrigation of 25.9 acres of land, such water to be diverted from Water Canyon Creek, a tributary of Grass Valley Creek into either the Upper Ditch and used to irrigate 16.4 acres of land North of said Creek or into the Lower Ditch, and used to irrigate 9.5 acres of land South of said Creek. Said water to be rotated and used between said ditches for a period of time in proportion to the acreage irrigated to each ditch. Said irrigated acreage is on unsurveyed land about $\frac{1}{4}$ mile above the junction of Water Canyon Creek with Grass Valley Creek, and is subject to the prior storage rights of Newcastle Irrigation Company.

x See page 19a
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192
19d
Excerpt from Decree
of Hon. Joshua Green-
wood - Nov. 10, 1919.

21. NEWCASTLE IRRIGATION COMPANY, Salt Lake City, Utah.

(a)

Priority date Quantity Point of diversion and place and purpose of use

Aug. 16, 1909 10.c.f.s.

Said water is to be diverted from each either or all of the following points of diversion:

Newcastle Irrigation Company's claims under application No. 2724 in the office of the State Engineer of the State of Utah are not included in the issues in this suit and are eliminated.

(a)

From North Fork of Pine Valley Creek a tributary of Santa Clara River, at a point S. 77°09' E. 17,180 ft. from the S $\frac{1}{2}$ Cor. Sec. 14, T. 39 S., R. 15 W., S.L.B. & M.

(b)

From Middle Fork of said Creek at a point S. 67°57' E. 16,523 ft. from said $\frac{1}{2}$ Sec. corner into the New Castle Canal and conveyed by means of a tunnel into Pinto Canyon and commingled with the water of Pinto Creek, a tributary of Sevier River and rediverted at a point 1900 ft. W. and 330 ft. S. of SE Cor. of Sec. 16, T. 36 S., R. 15 W., S.L.B. & M. and used to irrigate 700 acres of land in Sec. 3, 4, 5, 6, 7, and 18, T. 36 S., R. 15 W. and Sec. 26 and 27, T. 36 S., R. 15 W.

(b)

Priority date Quantity

Aug. 16, 1909 2500 ac. ft.

Said water to be diverted from each, either or all of the following points of diversion.

Newcastle Irrigation Company's season as specified in application No. 2847 in the office of the State Engineer of the State of Utah.

(a)

From North Fork of Pine Valley Creek, a tributary of Santa Clara River at a point S. 77°09' E. 17,180 ft. from the S $\frac{1}{2}$ corner of Sec. 14, T. 39 S., R. 15 W.

(b)

From Middle Fork of said Creek at a point S. 67°57' E. 16,523 ft. from said $\frac{1}{2}$ corner into the Newcastle Canal. Said water to be stored from Jan. 1, to Dec. 31, of each year in the Newcastle Irrigation Co. reservoir inundating 1120 acres of land in NE $\frac{1}{4}$ Sec. 11, E $\frac{1}{2}$ Sec. 2, W $\frac{1}{2}$ Sec. 1, T. 39 S., R. 15 W. and S $\frac{1}{2}$ Sec. 35, S $\frac{1}{2}$ Sec. 36, T. 38 S., R. 15 W. S.L.B. & M. Said water to be released

by means of a tunnel from said reservoir into Pinto Canyon and commingled with the water of Pinto Creek, a tributary of Sevier River, and rediverted at a point 1900 ft. W. and 330 ft. S. of SE cor. of Sec. 16, T. 36 S., R. 15 W. and used to irrigate 1666.7 acres of land in Secs. 3, 4, 5, 6, 7, and 18, T. 36 S., R. 15 W. and Secs. 26 and 27, T. 36 S., R. 15 W., S.L.B. & M. which includes both items above of equal priority. This appropriation is founded upon application to appropriate water No. 2638 filed and of record in the office

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Cert. No. 2122

of the State Engineer of Utah, to which record reference is hereby made.

(c)
Priority date Quantity
 Sept. 9, 1909 10.00 c.f.s.

Said water to be diverted as stated in the second preceding paragraph and used to irrigate 700 additional acres of land in Secs. 3, 4, 5, 6, 7, 8, 9, 10, 18, 19, 20, 21, 22, T. 38 S., R. 16 W., Sec. 12 and 13 T. 37 S., R. 17 W., Sec. 26, Secs. 27, 28, 31, 32, 33, 34, Sec. 35, T. 35 S., R. 15 W., S.L.B. & M.

(d)
Priority date Quantity
 Sept. 9, 1909 5000 ac.ft.

Said water to be diverted as stated in paragraph 21 (a) and (b) and stored from Jan. 1 to Dec. 31 as stated under paragraph 21 (b), and used to irrigate 1000 additional acres of land as described under paragraph 21 (c). This appropriation which includes both items above of equal priority is founded upon application to appropriate water No. 2575 filed and of record in the office of the State Engineer of Utah, to which record reference is hereby made.
 Cert. No. 2123.

(e)
Priority date Quantity
 Sept. 28, 1909 10 c.f.s.

Said water to be diverted as stated under paragraph 21 (a) and used to irrigate 700 additional acres of land in Secs. 3, 4, 5, 6, 7, 8, 9, 10, 18, 19, 20, 21, and 22, T. 36 S., R. 16 W., Secs. 12 and 13 T. 36 S., R. 17 W., Secs. 31, 32, 33, 34, T. 35 S., R. 15 W., S.L.B. & M.

(f)
Priority date Quantity
 Sept. 28, 1909 15,000 ac.ft.

Said water to be diverted from each, either or all of the following points of diversion:

(a) At a point as described under paragraph 21 (a).

(b) From Grass Valley Creek and Water Canyon Creek below the junction of said creeks at a point S. 43° 07' E. 15893 ft. from NE corner of Sec. 30, T. 38 S., R. 14 W., S.L.B. & M. Said water to be stored from Jan. 1 to Dec. 31 as stated under paragraph 21 (b) and used from May 1st to Sept. 1st to irrigate 5,000 additional acres of land as described under paragraph 21 (c).

This appropriation which includes both items above of equal priority is founded upon application to appropriate water No. 2711 filed and of record in the office of the State Engineer of Utah, to which record reference is hereby made.

Cert. No 2124.

(g)
Priority date Quantity
 Oct. 7, 1909 10.00 c.f.s.

Said water to be diverted from an unnamed wash or ravine, a tributary of Ash Creek (Ash Creek is not tributary to the Santa Clara River) at a point

C- 2125

S. 62°00' E. 21,000 ft. from the SE corner Sec. 29, T. 38 S., R. 14 W. S.L.B. & M. and conveyed by means of a canal into San Mill Canyon Creek, a tributary of Grass Valley Creek, and then down Grass Valley Creek into the Newcastle Irrigation Company, reservoir and released by means of a tunnel into Pinto Creek, a tributary to Sevier River, and rediverted at a point 1900 ft. W. and 330 ft. S. of SE corner Sec. 16, T. 36 S. R. 15 W., S.L.B. & M. and used to irrigate 700 additional acres of land in Secs. 2 and 25, T. 36 S., R. 16 W., S.L.B. & M.

(h)
Priority date Quantity
Oct. 7, 1909 1500 ac.ft.

Said water to be diverted as stated in paragraph 21 (g) and stored from Jan. 1 to Dec. 31 in the Newcastle Irrigation Co. reservoir and released from March 1 to Oct. 1 by means of a tunnel into Pinto Canyon, commingled, rediverted and used to irrigate 500 additional acres as stated in said paragraph 21 (g). This appropriation which includes both items above of equal priority is founded upon application to appropriate water No. 2724 filed and of record in the office of the State Engineer of Utah, to which record reference is hereby made.

(i)
Priority date Quantity
Nov. 30, 1909 10.00 c.f.s.

Said water to be diverted from the South Fork of Pine Valley Creek, a tributary of Santa Clara River, at a point S. 62°00' E. 15,400 ft. from the SE Cor. Sec. 14, T. 39 S., R. 15 W., S.L.B. & M. conveyed by means of a canal and tunnel into Pinto Canyon and commingled with the waters of Pinto Canyon Creek, a tributary of the Sevier River, rediverted at a point 1900 ft. W. and 330 ft. S. of SE corner Sec. 16, T. 36 S., R. 15 W., and used to irrigate 700 additional acres in Sec. 23, 25, 27, 28 and 16, T. 36 S., R. 16 W., S.L.B. & M.

(j)
Priority date Quantity
Nov. 30, 1909 2500 ac.ft.

Said water to be diverted as stated in paragraph 21 (i) stored from Jan. 1 to Dec. 31 in the Newcastle Irrigation Co. reservoir, released and rediverted as stated in paragraph 21 (b) and used from Jan. 1 to Dec. 31 to irrigate 833.3 acres of land in Secs. 25, 24, 27, 28 and 16 T. 36 S., R. 16 W., S.L.B. & M. This appropriation which includes both items above of equal priority is founded upon application to appropriate water No. 2847 filed and of record in the office of the State Engineer, of Utah to which record reference is hereby made.

22.(a) ST. GEORGE & SANTA CLARA BENCH IRRIGATION COMPANY

Santa Clara, Washington County, Utah.

Priority date Quantity Point of diversion and place and purpose of use
May 7, 1910 20.00 c.f.s.